

**UNOFFICIAL VERSION**

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**MONDAY, JANUARY 23, 2012**

**FORTY-FIFTH LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 5:00 p.m., and was called to order by Mr. Speaker Ramsey.

**PRAYER**

The proceedings were opened with prayer by Senator Tracy.

**PLEDGE OF ALLEGIANCE**

Senator Tracy led the Senate in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 31

Senators present were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Kyle, Marrero, Massey, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

**COMMUNICATIONS**

January 20, 2012

Lt. Governor Ron Ramsey  
Legislative Plaza 1

Dear Lt. Governor Ramsey:

This letter is to let you know that unfortunately, I will be unable to attend Senate Session on Monday, January 23, 2012, due to my being required to attend to business in my district.

Sincerely,

/s/ Senator Rusty Crowe  
Chair, Senate Health and Welfare Committee

APPROVED: Lieutenant Governor  
Ron Ramsey

**MONDAY, JANUARY 23, 2012 -- 45TH LEGISLATIVE DAY**

January 23, 2012

Lt. Gov. Ron Ramsey  
1 LP  
Nashville, Tennessee 37243

RE: Session

Dear Lt. Gov. Ramsey:

Please excuse my absence from Session today. I have a funeral to attend this afternoon which is out of town and will not be able to make it back to Nashville in time for Session.

Thank you,

/s/ Kerry Roberts  
State Senator

APPROVED: Lieutenant Governor  
Ron Ramsey

**MOTION**

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 2640 through 2692** be passed on first consideration, which motion prevailed.

**INTRODUCTION OF BILLS**

The Speaker announced that the following bills were filed for introduction and passed first consideration:

**Senate Bill No. 2640** by Senator Bell.

Public Utilities -- As introduced, revises civil penalties for public utilities that commit extortion or unjust discrimination. Amends TCA Section 7-82-104; Section 48-69-119; Section 64-4-107; Title 65 and Section 68-221-518.

**Senate Bill No. 2641** by Senator Bell.

Public Buildings -- As introduced, authorizes replicas of certain historically-significant documents to be placed in public buildings. Amends TCA Title 5, Chapter 7 and Title 6, Chapter 54.

**Senate Bill No. 2642** by Senator Bell.

Environment and Conservation, Dept. of -- As introduced, transfers jurisdiction of the "Off-Highway Vehicle Act" from wildlife resources agency to Department of Environment and Conservation. Amends TCA Title 11; Title 68 and Title 70.

**Senate Bill No. 2643** by Senator Bell.

TennCare -- As introduced, requires the Bureau of TennCare to use the same reimbursement methodologies for public and private providers of ICF/MR services. Amends TCA Section 71-5-105.

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**Senate Bill No. 2644** by Senator Bell.

Consumer Protection -- As introduced, authorizes a mattress manufacturer, wholesaler or retailer to offer a comfort exchange policy pursuant to the sale of a mattress; includes a mattress returned pursuant to such a policy in definition of secondhand. Amends TCA Title 47, Chapter 18, Part 1 and Title 68, Chapter 15, Part 2.

**Senate Bill No. 2645** by Senator Yager.

Herbal Products and Natural Foods -- As introduced, prohibits harvesting wild ginseng outside of wild ginseng harvest season from any land not owned by such person, and removes present intent that such harvesting be for the purpose of sale or export. Amends TCA Title 70, Chapter 8, Part 2.

**Senate Bill No. 2646** by Senator Yager.

Education -- As introduced, requires high schools to forward vaccination records to higher education institution on behalf of dual enrollment student upon request of the student's parent or guardian; authorizes Commissioner of Education to promulgate rules to implement this act. Amends TCA Title 49 and Title 68, Chapter 5.

**Senate Bill No. 2647** by Senator Yager.

Coon Dog Laws -- As introduced, adds Morgan County to group of counties where the training season for coon dogs is at least six months, instead of having a training season from July 1 to the first day of the open season for hunting coons. Amends TCA Title 70, Chapter 4, Part 1.

**Senate Bill No. 2648** by Senator Yager.

Education -- As introduced, allows county boards of education to use the county's centralized purchasing system to provide a life insurance plan for employees. Amends TCA Title 5; Title 8 and Title 49.

**Senate Bill No. 2649** by Senator Yager.

Taxes, Inheritance Gift -- As introduced, increases, from \$1,000,000 to \$5,000,000, the single allowable exemption to be applied against net estate for state inheritance taxes; requires exemption amount to match exemption for federal estate taxes; requires state gift tax exemption to be the same as inflation adjusted exclusion amount for federal gift taxes. Amends TCA Title 67, Chapter 8, Part 1; Title 67, Chapter 8, Part 3 and Title 67, Chapter 8, Part 4.

**Senate Bill No. 2650** by Senator Yager.

Travel Regulations -- As introduced, authorizes the issuance of overdimensional permits by TDOT to certain qualified vehicles to travel on the interstate at night. Amends TCA Section 55-7-205.

**Senate Bill No. 2651** by Senator Yager.

Nuclear Materials, Transportation and Safety -- As introduced, authorizes a nuclear security officer to employ deadly force in certain situations. Amends TCA Section 38-3-120 and Section 39-11-611.

**Senate Bill No. 2652** by Senator Massey.

Utilities, Utility Districts -- As introduced, requires the utility management review board to develop a process to permit subscribers of a district to submit names for vacancies on the board of commissioners. Amends TCA Section 7-82-307.

**Senate Bill No. 2653** by Senator Massey.

Tennessee Higher Education Commission -- As introduced, requires THEC's annual report to be published prior to February 1 of each year, rather than February 15. Amends TCA Title 49.

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**Senate Bill No. 2654** by Senator Finney.

Schools, Charter -- As introduced, prohibits operation of or supply of goods or services to public charter schools by foreign nationals or organizations controlled by foreign nationals; prohibits foreign nationals, other than those who are lawful permanent residents of the United States, from teaching in public charter schools. Amends TCA Title 49, Chapter 13.

**Senate Bill No. 2655** by Senators Ketron, Southerland, Yager, Crowe, Watson, Faulk, Gresham, Finney, Tracy, Beavers, Marrero, Tate, Haynes, Henry and Stewart.

Taxes, Franchise -- As introduced, establishes credit against franchise and excise tax liabilities for taxpayers who incur unreimbursed costs related to an employee's organ donation procedure. Amends TCA Title 67, Chapter 4.

**Senate Bill No. 2656** by Senator Crowe.

Sentencing -- As introduced, provides that a person who is convicted of an offense involving a motor vehicle that injures or kills two or more first responders who are acting in the line of duty at the scene of or in route to or from an accident or medical emergency must serve any sentences received consecutively rather than concurrently. Amends TCA Section 40-35-115.

**Senate Bill No. 2657** by Senator Crowe.

Municipal Government -- As introduced, enacts the "Courthouse Square Revitalization and Tourism Development Zone Act". Amends TCA Title 6.

**Senate Bill No. 2658** by Senator Barnes.

Criminal Offenses -- As introduced, increases the punishment for assault and aggravated assault against healthcare providers. Amends TCA Title 39, Chapter 13.

**Senate Bill No. 2659** by Senator Norris.

Budget Procedures -- As introduced, requires the Department of Education to include in its budget estimates an amount sufficient to cover the cost of providing liability insurance for professional public school personnel. Amends TCA Title 8; Title 49 and Title 56.

**Senate Bill No. 2660** by Senator Norris.

Taxes, Exemption and Credits -- As introduced, enacts the "Educate and Employ Act of 2012". Amends TCA Title 67, Chapter 4, Part 20 and Title 67, Chapter 4, Part 21.

**Senate Bill No. 2661** by Senator Overbey.

Special License Plates -- As introduced, requires the Department of Revenue to include on its Web site the minimum order requirements for cultural and new specialty earmarked license plates. Amends TCA Title 55, Chapter 4, Part 2.

**Senate Bill No. 2662** by Senator Overbey.

Taxes, Hotel, Motel -- As introduced, limits the purpose of any ordinance enacted by a home rule municipality, or enacted by a private act, with regard to an occupancy tax to those that directly increase tourism within the jurisdiction from which they are collected. Amends TCA Title 67, Chapter 4.

**Senate Bill No. 2663** by Senator Overbey.

Taxes, Privilege -- As introduced, specifies that the proceeds collected from privilege taxes relating to tourism should be applied in the municipality in which the taxes were collected. Amends TCA Title 67, Chapter 4.

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**Senate Bill No. 2664** by Senator Haynes.

Real Property -- As introduced, authorizes suit for trespass to be brought in any court of general jurisdiction in county where trespass occurred or where the trespasser resides. Amends TCA Title 29 and Title 66.

**Senate Bill No. 2665** by Senator Haynes.

Railroads -- As introduced, adds Chattanooga to the list of cities in which public notice by newspaper must be provided prior to any meeting of a railroad company's stockholders to approve the issuance of bonds and stock. Amends TCA Title 65.

**Senate Bill No. 2666** by Senator Crowe.

Civil Procedure -- As introduced, increases from five to seven days the notice required to a defendant prior to a hearing regarding abatement of a nuisance. Amends TCA Title 23 and Title 29.

**Senate Bill No. 2667** by Senator Kelsey.

DNA and Genetic Testing -- As introduced, adds five homicide offenses to the list of violent offenses for which a DNA sample is taken and stored in the database upon arrest rather than conviction. Amends TCA Title 40, Chapter 35, Part 3.

**Senate Bill No. 2668** by Senator Kelsey.

Pensions and Retirement Benefits -- As introduced, effective January 1, 2013, creates a new defined contribution plan as a mandatory retirement package for newly hired state employees; closes existing defined-benefit pension plan to newly hired state employees; requires state agencies to contribute annually no less than 2 percent of a participating employee's salary to an individual account and to match employee contributions up to an additional 6 percent. Amends TCA Title 8.

**Senate Bill No. 2669** by Senator Campfield.

Criminal Procedure -- As introduced, provides that a federal employee who is not designated as a Tennessee peace officer may not make an arrest or conduct a search and seizure in this state without the written permission of the sheriff of the county in which the arrest, search and seizure will take place except under certain circumstances. Amends TCA Title 8, Chapter 7 and Title 38, Chapter 3, Part 1.

**Senate Bill No. 2670** by Senator Campfield.

Newspapers and Publications -- As introduced, requires the delivery of newspapers and tabloids be only to persons who have requested such delivery. Amends TCA Title 62.

**Senate Bill No. 2671** by Senators Faulk, Ramsey, Overbey, Tracy and Johnson.

Judges and Chancellors -- As introduced, terminates the court of the judiciary and replaces it with a 16-person board of judicial conduct and changes the burden of proof to investigate a judge to probable cause that misconduct occurred from substantial likelihood that it did. Amends TCA Title 4, Chapter 29 and Title 17, Chapter 5.

**Senate Bill No. 2672** by Senator Faulk.

Probation and Parole -- As introduced, permits private probation providers who meet certain qualifications and contract with the Department of Correction to supervise Class E felony offenders who are granted probation. Amends TCA Title 40.

**Senate Bill No. 2673** by Senator Faulk.

Taxes, Exemption and Credits -- As introduced, exempts from property taxes and sales taxes civic leagues or organizations designated as Internal Revenue Code § 501(c)(4) organizations and located in Hawkins County. Amends TCA Title 67, Chapter 5 and Title 67, Chapter 6, Part 3.

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**Senate Bill No. 2674** by Senators Faulk, Crowe, Henry and Harper.

Insurance, Health, Accident -- As introduced, revises obsolete language related to independent practitioner of social work for purposes of reimbursement under medical, hospital and medical service plans and insurance by replacing it with current licensure terminology of a person duly licensed to engage in independent practice as a licensed clinical social worker. Amends TCA Section 56-7-2401 and Section 56-7-2402.

**Senate Bill No. 2675** by Senator Faulk.

Sexual Offenses -- As introduced, makes technical changes to clarify the offenses of soliciting sexual exploitation of a minor and exploitation of minor by electronic means to make language consistent and to copy from another section definitions for certain undefined terms. Amends TCA Section 39-13-529.

**Senate Bill No. 2676** by Senator Beavers.

Public Records -- As introduced, clarifies that requests for copies to records custodian may be sent electronically. Amends TCA Title 10, Chapter 7.

**Senate Bill No. 2677** by Senator Beavers.

Open Meetings -- As introduced, clarifies that a governing body shall not hold a series of gatherings with less than the required number of members present where the purpose of the gatherings is to avoid compliance with the law. Amends TCA Title 8, Chapter 44.

**Senate Bill No. 2678** by Senator Beavers.

Highway Signs -- As introduced, names segment of U.S. 70 in DeKalb County in honor of the late PFC Billy Gene Anderson.

**Senate Bill No. 2679** by Senator Beavers.

Criminal Offenses -- As introduced, grants immunity for those who report certain injuries in good faith and specifies that the reporting requirement for those injuries is within two business days. Amends TCA Title 38 and Title 39.

**Senate Bill No. 2680** by Senator Kelsey.

Health Care -- As introduced, extends grace period for renewing a certificate to operate a pain management clinic from 90 to 120 days from the expiration date of the former certificate. Amends TCA Title 63, Chapter 1, Part 3.

**Senate Bill No. 2681** by Senator Kelsey.

Public Funds and Financing -- As introduced, requires review and approval of the comptroller before a local government could borrow money or contract for or issue debt if the debt of the local government is greater than 10 percent of the assessed valuation of its taxable property or if the proposal for new debt would exceed such 10 percent level. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8 and Title 9.

**Senate Bill No. 2682** by Senator Kelsey.

Health, Dept. of -- As introduced, requires the department to pay pregnant women who are enrolled in TennCare and living in certain zip codes \$50.00 for each prenatal office visit they attend from 2013-2018. Amends TCA Title 68 and Title 71.

**Senate Bill No. 2683** by Senator Bell.

Economic and Community Development, Dept. of -- As introduced, deletes provision regarding the appointing authority of the defunct Tennessee board for economic growth. Amends TCA Title 4 and Title 70.

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**Senate Bill No. 2684** by Senator Burks.

Highway Signs -- As introduced, designates exits on I-40 in Cumberland County for Sergeant Milo Lemert, a Medal of Honor recipient.

**Senate Bill No. 2685** by Senator Burks.

Tennessee Wildlife Resources Agency -- As introduced, authorizes persons in Cumberland County to use dogs in the eradication of wild hogs. Amends TCA Title 70.

**Senate Bill No. 2686** by Senator Kelsey.

Clerks, Court -- As introduced, authorizes clerks with electronic filing systems to charge \$120 for each registered user of the system and to institute an 8-cent per page copy transaction fee. Amends TCA Section 8-21-401.

**Senate Bill No. 2687** by Senator Crowe.

Lottery, Scholarships and Programs -- As introduced, requires TSAC to develop a short application form for use by students applying for lottery scholarships that are not restricted by income. Amends TCA Title 49, Chapter 4, Part 9.

**Senate Bill No. 2688** by Senator Crowe.

Bail, Bail Bonds -- As introduced, authorizes the suspension or withholding of approval of a professional bondsman if such bondsman was convicted of the equivalent of a Class A misdemeanor in any state. Amends TCA Section 40-11-125.

**Senate Bill No. 2689** by Senator Haynes.

Education -- As introduced, prohibits use of state funds to pay dues or other fees required for an LEA to join or be a member of a professional organization. Amends TCA Title 49, Chapter 1; Title 49, Chapter 2 and Title 49, Chapter 3.

**Senate Bill No. 2690** by Senator Haynes.

Personal Property -- As introduced, broadens the notice of sale requirements for storage unit owners, and provides storage unit occupants with a remedy if the owner fails to abide by the notice of sale requirements. Amends TCA Section 66-31-105.

**Senate Bill No. 2691** by Senator Haynes.

Workers' Compensation -- As introduced, exempts sole proprietors from paying certain fees assessed by the secretary of state's office in relation to workers' compensation. Amends TCA Title 50, Chapter 6.

**Senate Bill No. 2692** by Senator Haynes.

Election Laws -- As introduced, allows any registered voter in Tennessee to vote by absentee ballot. Amends TCA Title 2, Chapter 6 and Title 2, Chapter 3.

**MOTION**

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 2513 through 2639** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**SENATE BILLS ON SECOND CONSIDERATION**

The Speaker announced that the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

**Senate Bill No. 2513** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2514** referred to the Committee on Education.

**Senate Bill No. 2515** referred to the Committee on State and Local Government.

**Senate Bill No. 2516** referred to the Committee on State and Local Government.

**Senate Bill No. 2517** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2518** referred to the Committee on Judiciary.

**Senate Bill No. 2519** referred to the Committee on Judiciary.

**Senate Bill No. 2520** referred to the Committee on Education.

**Senate Bill No. 2521** referred to the Committee on Education.

**Senate Bill No. 2522** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2523** referred to the Committee on State and Local Government.

**Senate Bill No. 2524** referred to the Committee on Education.

**Senate Bill No. 2525** referred to the Committee on Education.

**Senate Bill No. 2526** referred to the Committee on Judiciary.

**Senate Bill No. 2527** referred to the Committee on Judiciary.

**Senate Bill No. 2528** referred to the Committee on Judiciary.

**Senate Bill No. 2529** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2530** referred to the Committee on Health and Welfare.

**Senate Bill No. 2531** referred to the Committee on Health and Welfare.

**Senate Bill No. 2532** referred to the Committee on State and Local Government.

**Senate Bill No. 2533** referred to the Committee on State and Local Government.

**Senate Bill No. 2534** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2535** referred to the Committee on Finance, Ways and Means.



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**Senate Bill No. 2536** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2537** Local bill -- held on desk.

**Senate Bill No. 2538** referred to the Committee on Education.

**Senate Bill No. 2539** referred to the Committee on Education.

**Senate Bill No. 2540** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2541** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2542** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2543** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2544** referred to the Committee on Judiciary.

**Senate Bill No. 2545** referred to the Committee on Education.

**Senate Bill No. 2546** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2547** referred to the Committee on Education.

**Senate Bill No. 2548** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2549** referred to the Committee on Judiciary.

**Senate Bill No. 2550** referred to the Committee on State and Local Government.

**Senate Bill No. 2551** referred to the Committee on Judiciary.

**Senate Bill No. 2552** referred to the Committee on Judiciary.

**Senate Bill No. 2553** referred to the Committee on Health and Welfare.

**Senate Bill No. 2554** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2555** referred to the Committee on Judiciary.

**Senate Bill No. 2556** referred to the Committee on Judiciary.

**Senate Bill No. 2557** referred to the Committee on Judiciary.

**Senate Bill No. 2558** referred to the Committee on Health and Welfare.

**Senate Bill No. 2559** referred to the Committee on Health and Welfare.

**Senate Bill No. 2560** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2561** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2562** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2563** referred to the Committee on State and Local Government.

**Senate Bill No. 2564** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2565** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2566** referred to the Committee on Judiciary.

**Senate Bill No. 2567** referred to the Committee on Judiciary.

**Senate Bill No. 2568** referred to the Committee on Education.

**Senate Bill No. 2569** referred to the Committee on Judiciary.

**Senate Bill No. 2570** referred to the Committee on Education.

**Senate Bill No. 2571** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2572** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2573** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2574** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2575** referred to the Committee on Education.

**Senate Bill No. 2576** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2577** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2578** referred to the Committee on Education.

**Senate Bill No. 2579** referred to the Committee on Education.

**Senate Bill No. 2580** referred to the Committee on Health and Welfare.

**Senate Bill No. 2581** referred to the Committee on Health and Welfare.

**Senate Bill No. 2582** referred to the Committee on Judiciary.

**Senate Bill No. 2583** referred to the Committee on Health and Welfare.

**Senate Bill No. 2584** referred to the Committee on State and Local Government.

**Senate Bill No. 2585** referred to the Committee on State and Local Government.

**Senate Bill No. 2586** referred to the Committee on Judiciary.

**Senate Bill No. 2587** referred to the Committee on Health and Welfare.

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**Senate Bill No. 2588** referred to the Committee on State and Local Government.

**Senate Bill No. 2589** referred to the Committee on Education.

**Senate Bill No. 2590** referred to the Committee on Judiciary.

**Senate Bill No. 2591** referred to the Committee on Education.

**Senate Bill No. 2592** referred to the Committee on State and Local Government.

**Senate Bill No. 2593** referred to the Committee on State and Local Government.

**Senate Bill No. 2594** referred to the Committee on State and Local Government.

**Senate Bill No. 2595** referred to the Committee on Education.

**Senate Bill No. 2596** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2597** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2598** referred to the Committee on State and Local Government.

**Senate Bill No. 2599** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2600** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2601** referred to the Committee on Education.

**Senate Bill No. 2602** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2603** referred to the Committee on State and Local Government.

**Senate Bill No. 2604** referred to the Committee on Judiciary.

**Senate Bill No. 2605** referred to the Committee on Judiciary.

**Senate Bill No. 2606** referred to the Committee on Judiciary.

**Senate Bill No. 2607** referred to the Committee on Judiciary.

**Senate Bill No. 2608** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2609** referred to the Committee on Health and Welfare.

**Senate Bill No. 2610** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2611** referred to the Committee on Education.

**Senate Bill No. 2612** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2613** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2614** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2615** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2616** referred to the Committee on Education.

**Senate Bill No. 2617** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2618** referred to the Committee on Health and Welfare.

**Senate Bill No. 2619** referred to the Committee on Judiciary.

**Senate Bill No. 2620** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2621** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2622** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2623** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2624** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2625** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2626** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 2627** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2628** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2629** referred to the Committee on Education.

**Senate Bill No. 2630** referred to the Committee on Education.

**Senate Bill No. 2631** referred to the Committee on State and Local Government.

**Senate Bill No. 2632** referred to the Committee on Transportation and Safety.

**Senate Bill No. 2633** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2634** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2635** referred to the Committee on Education.

**Senate Bill No. 2636** referred to the Committee on Commerce, Labor and Agriculture.

**Senate Bill No. 2637** referred to the Committee on Judiciary.

**Senate Bill No. 2638** referred to the Committee on Judiciary.

**Senate Bill No. 2639** referred to the Committee on Education.

**MOTION**

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 520 through 522** be passed on first consideration and lie over, which motion prevailed.

**INTRODUCTION OF RESOLUTIONS**

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 520** by Senator Norris.

Memorials, Sports -- Olivia Harrison, 2011 Girls High School All America Team for soccer.

**Senate Joint Resolution No. 521** by Senator Yager.

Memorials, Death -- Walter F. Collins.

**Senate Joint Resolution No. 522** by Senator Yager.

Memorials, Professional Achievement -- Alexia "Lexee" Blair Hill, 2012 Distinguished Young Woman of Tennessee.

**MOTION**

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 567, 569, 571 through 575, 578, 583 and 584; Senate Joint Resolutions Nos. 516 through 519; and Senate Resolution No. 75** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**RESOLUTIONS LYING OVER**

The Speaker announced that the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

**House Joint Resolution No. 567** -- Naming and Designating -- "Certified Registered Nurse Anesthetists Week", January 22-28, 2012.

The Speaker announced that he had referred House Joint Resolution No. 567 to the Committee on Health and Welfare.

**House Joint Resolution No. 569** -- Memorials, Professional Achievement -- Ziyuan Liu, Siemens Competition in Math, Science, and Technology Grand Prize Team Winner 2011.

The Speaker announced that he had referred House Joint Resolution No. 569 to the Committee on Calendar.

**House Joint Resolution No. 571** -- Memorials, Recognition -- St. Agnes Academy, 160th anniversary.

The Speaker announced that he had referred House Joint Resolution No. 571 to the Committee on Calendar.

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**House Joint Resolution No. 572** -- Memorials, Retirement -- Melvin G. "Ted" Bryson.

The Speaker announced that he had referred House Joint Resolution No. 572 to the Committee on Calendar.

**House Joint Resolution No. 573** -- Memorials, Sports -- Henry County High School, 2011 TSSAA Class 5A BlueCross Bowl Football State Champion.

The Speaker announced that he had referred House Joint Resolution No. 573 to the Committee on Calendar.

**House Joint Resolution No. 574** -- Memorials, Sports -- James Counce, 2011 Titans High School Football Coach of the Year.

The Speaker announced that he had referred House Joint Resolution No. 574 to the Committee on Calendar.

**House Joint Resolution No. 575** -- Memorials, Professional Achievement -- Jimmy Owens.

The Speaker announced that he had referred House Joint Resolution No. 575 to the Committee on Calendar.

**House Joint Resolution No. 578** -- Memorials, Academic Achievement -- LaNell Williams, Valedictorian, City University School of Liberal Arts.

The Speaker announced that he had referred House Joint Resolution No. 578 to the Committee on Calendar.

**House Joint Resolution No. 583** -- Memorials, Professional Achievement -- Cassee Cain, Siemens Competition in Math, Science, and Technology Grand Prize Team Winner 2011.

The Speaker announced that he had referred House Joint Resolution No. 583 to the Committee on Calendar.

**House Joint Resolution No. 584** -- Memorials, Recognition -- Franklin Road Baptist Church Bus Ministry.

The Speaker announced that he had referred House Joint Resolution No. 584 to the Committee on Calendar.

**Senate Joint Resolution No. 516** -- Memorials, Retirement -- Captain Terry Webb.

The Speaker announced that he had referred Senate Joint Resolution No. 516 to the Committee on Calendar.

**Senate Joint Resolution No. 517** -- Memorials, Retirement -- Detective John Huffine.

The Speaker announced that he had referred Senate Joint Resolution No. 517 to the Committee on Calendar.

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**Senate Joint Resolution No. 518** -- Memorials, Sports -- Greeneville High School boys cross country team, TSSAA Class A/AA State Champion.

The Speaker announced that he had referred Senate Joint Resolution No. 518 to the Committee on Calendar.

**Senate Joint Resolution No. 519** -- Memorials, Sports -- Greeneville High School girls cross country team, TSSAA Class A/AA State Runners-Up.

The Speaker announced that he had referred Senate Joint Resolution No. 519 to the Committee on Calendar.

**Senate Resolution No. 75** -- General Assembly, Confirmation of Appointment -- Tom Griscom, Tennessee Board of Regents.

The Speaker announced that he had referred Senate Resolution No. 75 to the Committee on Education.

**CALENDAR**

**Senate Bill No. 1680** -- Education, Curriculum -- As introduced, requires cardiopulmonary resuscitation programs to implement hands-on practice and skills testing to support cognitive learning, as opposed to merely cognitive training. Amends TCA Title 49, Chapter 6, Part 12.

**Senate Bill No. 1680** passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	0

Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Kyle, Marrero, Massey, McNally, Norris, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

**Senate Bill No. 1283** -- Animal Control -- As introduced, broadens the purposes for which forfeited deposits to spay or neuter programs must be used. Amends TCA Title 44, Chapter 17, Part 5.

On motion, Senate Bill No. 1283 was made to conform with **House Bill No. 208**.

On motion, House Bill No. 208, on same subject, was substituted for Senate Bill No. 1283.

On motion of Senator Watson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 208** passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

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Senators voting aye were: Barnes, Beavers, Bell, Berke, Burks, Campfield, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Johnson, Kelsey, Ketron, Kyle, Marrero, Massey, McNally, Overbey, Southerland, Stewart, Summerville, Tate, Tracy, Watson, Yager and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.

**MOTION**

Senator Marrero moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 530**, out of order, which motion prevailed.

**INTRODUCTION OF RESOLUTION**

**Senate Joint Resolution No. 530** by Senator Marrero.  
Memorials, Personal Occasion -- Reverend Neasbie Alston, 90th birthday.

On motion of Senator Marrero, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 530** was adopted.

A motion to reconsider was tabled.

**RECALL OF BILL**

On motion of Senator Beavers, **Senate Bills Nos. 364 and 367** were recalled from the Committee on Commerce, Labor and Agriculture.

**WITHDRAWAL OF BILL**

On motion of Senator Beavers, Senate Bills Nos. 364 and 367 were withdrawn from the Senate.

**RECALL OF BILL**

On motion of Senator Beavers, **Senate Bill No. 366** was recalled from the Committee on State and Local Government.

**WITHDRAWAL OF BILL**

On motion of Senator Beavers, Senate Bill No. 366 was withdrawn from the Senate.

**RECALL OF BILL**

On motion of Senator Beavers, **Senate Bill No. 2348** was recalled from the Committee on Judiciary.

**WITHDRAWAL OF BILL**

On motion of Senator Beavers, Senate Bill No. 2348 was withdrawn from the Senate.



**MOTION**

Senator Norris moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 529**, out of order, which motion prevailed.

**INTRODUCTION OF RESOLUTION**

**Senate Joint Resolution No. 529** by Senator Norris.  
General Assembly, Joint Conventions -- Calls Joint Convention on January 26, 2012, for purpose of fulfilling ethics course requirement for members of the general assembly.

On motion of Senator Beavers, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 529** was adopted.

A motion to reconsider was tabled.

**MOTION**

Senator Norris moved that Rules 32, 33 and 37 be suspended for the introduction and immediate consideration of **Senate Joint Resolution No. 528**, out of order, which motion prevailed.

**INTRODUCTION OF RESOLUTION**

**Senate Joint Resolution No. 528** by Senator Norris.  
General Assembly, Joint Conventions -- State of the State Address, January 30, 2012.

On motion of Senator Norris, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 528** was adopted.

A motion to reconsider was tabled.

**MOTION**

On motion of Senator Ketron, his name was added as sponsor of **Senate Bills Nos. 2649, 2664, 2667, 2668 and 2671; and House Joint Resolution No. 584**.

On motion of Senator Haynes, his name was added as sponsor of **Senate Bill No. 2758**.

On motion of Senators Ford, Kelsey, Kyle, Norris and Tate, their names were added as sponsors of **Senate Joint Resolution No. 530**.

On motion of Senator Kyle, his name was added as sponsor of **House Joint Resolutions Nos. 521 and 533**.

On motion of Senators Gresham, Berke, Burks, Campfield, Crowe, Kelsey, Summerville, Tate, Barnes, Faulk, Ford, Harper, Kyle, Marrero and Overbey, their names were added as sponsors of **Senate Bill No. 1680**.

**MONDAY, JANUARY 23, 2012 -- 45TH LEGISLATIVE DAY**

**ENGROSSED BILLS**

January 23, 2012

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined Senate Bill No. 1680, and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,  
Deputy Chief Clerk.

**ENGROSSED BILLS**

January 23, 2012

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined Senate Joint Resolutions Nos. 528, 529 and 530; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,  
Deputy Chief Clerk.

**MESSAGE FROM THE HOUSE**

January 23, 2012

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 1376, passed by the House.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

January 23, 2012

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolution No. 588, adopted, for the Senate's action.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

January 23, 2012

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 528 and 529, concurred in by the House.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

January 23, 2012

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 530, concurred in by the House.

JOE MCCORD,  
Chief Clerk.

**MONDAY, JANUARY 23, 2012 -- 45TH LEGISLATIVE DAY**

**ENROLLED BILLS**

January 23, 2012

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Bill No. 1514, and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON,  
Deputy Chief Clerk.

**ENROLLED BILLS**

January 24, 2012

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 528, 529 and 530; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON,  
Deputy Chief Clerk.

**SIGNED**

January 24, 2012

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 528, 529 and 530.

**MESSAGE FROM THE HOUSE**

January 23, 2012

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolution No. 515, signed by the Speaker.

JOE MCCORD,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

January 24, 2012

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 528, 529 and 530; signed by the Speaker.

JOE MCCORD,  
Chief Clerk.

**REPORT OF DEPUTY CHIEF CLERK**

January 24, 2012

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolution No. 515, for his action.

ALAN WHITTINGTON,  
Deputy Chief Clerk.

**MONDAY, JANUARY 23, 2012 -- 45TH LEGISLATIVE DAY**

**MESSAGE FROM THE GOVERNOR**

January 24, 2012

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolution No. 515, with his approval.

HERBERT H. SLATERY III,  
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Wednesday, January 25, 2012: House Joint Resolutions Nos. 556, 558, 560, 562, 569, 571, 572, 573, 574, 575, 578, 583 and 584; and Senate Joint Resolutions Nos. 516, 517, 518 and 519.

This the 23rd day of January, 2012.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR  
LOCAL BILL  
CONSENT CALENDAR**

Pursuant to Rule 26, the following bill has been set on the Consent Calendar for Thursday, January 26, 2012: Senate Bill No. 2303.

This the 24th day of January, 2012.  
MIKE FAULK, Chairperson.

**ADJOURNMENT**

Senator Norris moved the Senate adjourn until 8:30 a.m., Wednesday, January 25, 2012, which motion prevailed.